

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF TEXAS  
DALLAS DIVISION

UNITED STATES OF AMERICA	)	
and THE STATE OF TEXAS <i>ex rel</i> ,	)	
MICHAEL A. REHFELDT,	)	
	)	
Plaintiffs,	)	
	)	
v.	)	Case No: 3-09-CV-0203-B
	)	
VITAS HEALTHCARE	)	
CORPORATION, et al.	)	
	)	
Defendants.	)	

**RELATOR MICHAEL A. REHFELDT’S**  
**RESPONSE TO DEFENDANTS’ SUGGESTION OF**  
**FAILURE TO COMPLY WITH COURT ORDER**

Relator Michael A. Rehfeldt hereby responds to Defendants Inspiris, Inc., Inspiris Hospice, LLC, and WellMed Medical Management’s (collectively, the “Inspiris Defendants”) Suggestion of Failure to Comply With Court Order as follows:

1. Inspiris Defendants were dismissed from this action on April 9, 2012 (Dkt. No. 57) and filed their Suggestion on April 16, 2012. (Dkt. No. 58). The Suggestion points out that Relator has not yet perfected service on Defendants Care Level Management, LLC or Dr. Justo Cisneros.

2. Relator is contemporaneously filing a Notice of *Pro Tanto* Voluntary Dismissal without prejudice as to defendant Care Level Management, LLC.

3. Relator spoke yesterday with counsel for defendant Dr. Justo Cisneros and requested waiver of service of process. As yet, Dr. Cisneros has neither agreed nor declined to waive service.

4. Relator submits that, should Dr. Cisneros agree to waive service, the expense of perfecting service will be avoided and, given the status of the case and the extension of other defendants' time to answer, no party will be prejudiced.

Dated this 24<sup>th</sup> day of April, 2012.

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**CERTIFICATE OF SERVICE**

I hereby certify that on April 24, 2012, a true and correct copy of the foregoing was filed with the Clerk of Court using the electronic CM/ECF system, which will serve the following counsel of record:

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